

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

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**SCOTT TURNAGE, CORTEZ D. BROWN,  
DEONTAE TATE, JEREMY S. MELTON,  
ISSACCA POWELL, KEITH BURGESS and  
TRAVIS BOYD on behalf of themselves and  
all similarly situated persons,**

**Plaintiffs,**

**Case No. 2:16-cv-02097-SHM/tmp**

**v.**

**Consolidated with**

**Case No.: 2:17-cv-02015-JTF-dkv**

**BILL OLDHAM, in his individual capacity  
and in his official capacity as the Sheriff of  
Shelby County, Tennessee; ROBERT  
MOORE, in his individual capacity and in  
his official capacity as the Jail Director of  
the Shelby County, Tennessee; CHARLENE  
McGHEE, in her individual capacity and in  
her official capacity as the of Assistant Chief  
Jail Security of Shelby County, Tennessee;  
DEBRA HAMMONS, in her individual  
capacity and in her official capacity as the  
Assistant Chief of Jail Programs of Shelby  
County, Tennessee; SHELBY COUNTY,  
TENNESSEE, a Tennessee municipality;  
and TYLER TECHNOLOGIES, INC., a  
foreign corporation,**

**Defendants.**

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**DEFENDANT TYLER TECHNOLOGIES, INC.'S MOTION TO DISMISS  
AMENDED CONSOLIDATED CLASS ACTION COMPLAINT**

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Defendant Tyler Technologies, Inc. ("Tyler") moves this Court to dismiss the Amended Consolidated Class Action Complaint for failure to state a claim pursuant to Federal Rule of

Civil Procedure 12(b)(6). Plaintiffs bring only one claim of negligence against Tyler. Plaintiffs' conclusory allegations are not sufficient to state a claim for negligence against Tyler as a matter of law. In addition, the negligence claim is precluded by the economic loss doctrine. Tyler relies upon a memorandum in support of its Motion to Dismiss submitted contemporaneously herewith.

WHEREFORE, Tyler moves this Court to grant its Motion to Dismiss and for other such relief to which it may be entitled.

Dated: April 13, 2017

Respectfully submitted,

s/Bradley E. Trammell

Bradley E. Trammell (# 13980)

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**CERTIFICATE OF SERVICE**

The undersigned attorney hereby certifies that on April 13, 2017, a true and correct copy of the foregoing document was forwarded by electronic means through the Court's ECF System and/or email to:

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s/ Bradley E. Trammell  
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